

## UNITED STATES DISTRICT COURT

## FOR THE EASTERN DISTRICT OF CALIFORNIA

JUAN SANCHEZ,

No. 2:23-cv-01991-DAD-AC

Plaintiff,

v.

ADVANCE AMERICA, CASH  
ADVANCE CENTERS OF  
CALIFORNIA, LLC,ORDER GRANTING JOINT STIPULATION  
TO TRANSFER VENUE TO THE DISTRICT  
OF SOUTH CAROLINA

(Doc. No. 7)

Defendant.

On November 1, 2023, the parties filed a joint stipulation requesting that this action be transferred to the United States District Court for the District of South Carolina because there are eight related cases pending before District Judge Donald C. Coggins in that district and “it would be in the interests of justice and serve the convenience of the courts and the parties to have the instant case transferred.” (Doc. No. 7 at 3.) According to the parties, the eight related cases “raise substantially similar claims related to the same data security incident, on behalf of substantively identical putative class(es) as this action.” (*Id.* at 2.) Those eight related cases pending before Judge Coggins are: Case Nos. 7:23-cv-04256-DCC; 7:23-cv-04257-DCC; 7:23-cv-04283-DCC; 7:23-cv-04286-DCC; 7:23-cv-04304-DCC; 6:23-cv-04347-DCC; and 6:23-cv-04354-DCC; and 7:23-cv-04573-DCC (collectively, the “Related Actions”). (*Id.*) On October 26, 2023, the Related Actions were consolidated into the first-filed case, *Hernandez*, Case No.

1 7:23-cv-04256-DCC. (*Id.*) In addition, the parties represent that a ninth class action was ordered  
 2 by the District of Nevada to be transferred to the District of South Carolina, but that case is still  
 3 pending receipt and has not yet been assigned a case number in the District of South Carolina.  
 4 (*Id.* at 2 n.1.)

5 “For the convenience of parties and witnesses, in the interest of justice, a district court  
 6 may transfer any civil action to any other district or division where it might have been brought or  
 7 to any district or division to which all parties have consented.” 28 U.S.C. 1404(a). Here, the  
 8 parties’ stipulation shows that all parties have consented to transferring this case to the District of  
 9 South Carolina. In addition, according to the parties’ stipulation, “the convenience of the parties,  
 10 witnesses, and availability of evidence support transfer because Defendant’s principal place of  
 11 business is in South Carolina, witnesses and sources of proof for this matter are more likely to be  
 12 found in South Carolina than California.” (Doc. No. 7 at 2.) The parties also agree that  
 13 transferring this action to the District of South Carolina would allow the case to be consolidated  
 14 with the Related Actions. (*Id.* at 3.) Relatedly, the parties have already agreed that defendant’s  
 15 response to this complaint shall be due 45 days after a forthcoming “consolidated amended  
 16 complaint” is to be filed in the District of South Carolina.<sup>1</sup> (*Id.* at 3.) Most notably, the Related  
 17 Actions and this action are putative class actions regarding the same data breach incident and  
 18 assert substantially similar claims as the consolidated *Hernandez* action. (See *Hernandez*, Case  
 19 No. 7:23-cv-04256-DCC, Doc. No. 1.) Thus, pursuant to the parties’ stipulated request to transfer  
 20 this action, and for the sake of judicial economy and efficiency, and in the interest of justice, the  
 21 court will transfer this action to the United States District Court for the District of South Carolina.

22 Accordingly,

23 1. The parties’ stipulated request to transfer this action to the United States District Court  
 24 for the District of South Carolina (Doc. No. 7) is granted;

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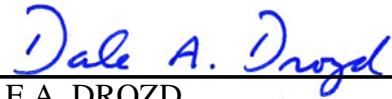
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26  
 27 <sup>1</sup> Although the parties have stipulated to defendant’s responsive pleading deadline and seek an  
 28 order effecting their agreement, the court will defer to Judge Coggins in this respect and allow  
 him to set the appropriate responsive pleading deadline for defendant.

- 1           2. The court hereby transfers this action to the United States District Court for the  
2           District of South Carolina;  
3           3. The court further orders the Clerk of the Court for the Eastern District of California in  
4           Sacramento, to forward all filings in this action to the United States District Court for  
5           the District of South Carolina; and  
6           4. The Clerk of the Court for the Eastern District of California shall close this case upon  
7           completion of the transfer.

8           IT IS SO ORDERED.

9           Dated: November 3, 2023

  
DALE A. DROZD  
UNITED STATES DISTRICT JUDGE